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November 6, 2014

Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, D.C. 20554

Re: EB Docket #03-152  
Enclosed Status Report  
KZPO, Lindsay, CA  
KZPE, Ford City, CA  
KNGS, Coalinga, CA  
KAAX, Avenal, CA  
KAJP, Firebaugh, CA  
Request for Return of File Date Stamped Copy of This  
Transmittal Letter

DOCKET FILE COPY ORIGINAL

Secretary:

Enclosed for filing on behalf of the radio stations referenced above is an original Status Report in the above-referenced EB Docket proceeding.

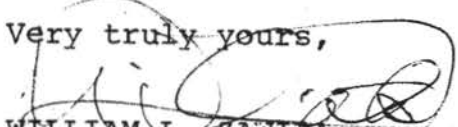
Also enclosed are six (6) copies of the enclosed Status Report for Commission use.

Also enclosed is a copy of this transmittal letter to be file date or received date stamped and returned to this office in the enclosed self-addressed stamped envelope.

Thank you for your assistance in this matter.

WLZ/jc  
encls

Very truly yours,

  
WILLIAM L. ZAVILA  
Attorney For KZPO, KZPE, KNGS,  
KAAX, and KAJP

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NOV 10 2014

FCC Mail Room

FCC 14M-33

Before the  
Federal Communications Commission  
Washington, DC 20554

In the Matter of	)	EB Docket No. 03-152
	)	
<b>WILLIAM L. ZAWILA</b>	)	Facility ID No. 72672
	)	
Permittee of FM Station JBGS, Coalinga, California	)	
	)	
<b>AVENAL EDUCATIONAL SERVICE, INC.</b>	)	Facility ID No. 3365
	)	
Permittee of FM Station KAAX, Avenal, California	)	
	)	
<b>CENTRAL VALLEY EDUCATIONAL SERVICES, INC.</b>	)	Facility ID No. 9993
	)	
Permittee of FM Station KAJP, Firebaugh, California	)	
	)	
<b>H. L. CHARLES d/b/a FORD CITY BROADCASTING</b>	)	Facility ID No. 22030
	)	
Permittee of FM Station KZPE, Ford City, California	)	
	)	
<b>LINDA WARE d/b/a LINDSAY BROADCASTING</b>	)	Facility ID No. 37725
	)	
Licensee of FM Station KZPO, Lindsay, California	)	
	)	
In re Application of	)	
	)	
<b>WESTERN PACIFIC BROADCASTING, INC.</b>	)	File No. BR-19970804YJ
	)	Facility ID No. 71936
For Renewal of License for AM Station KKFO, Coalinga, California	)	

STATUS REPORT

## STATUS OF LICENSES

### KZPO. Lindsay, CA -

Linda Ware is deceased. The current licensee is the Estate of Linda Ware, Cynthia Ramage, Executor.

KZPO is part of the distress sale application filed 2-17-04 under the then existing distress sale policy of the FCC. Although this distress sale application was authorized by the then Presiding Judge Steinberg and was unopposed, the FCC failed to act on the application during the remainder of the calendar year of 2004.

Subsequently, this application was dismissed in early 2005 for reasons unrelated to the distress sale policy. The FCC had almost a year to act on this unopposed application but failed to do so.

Petitions for Reconsideration followed leading leading to KZPO being part of an Application for Review filed 11-5-10 with the FCC seeking reinstatement of the distress sale application. The Application for Review has not been ruled upon as far as the sellers know.

Currently, KZPO is part of the distress sale transaction set forth in the Letter of Intent and Addendum to Letter of Intent with Big Radio Pro, Inc. headed by Jesse Portillo. A copy of this Letter of Intent and Addendum to Letter of Intent is attached hereto for reference.

### KZPE, Ford City, CA -

H.L. Charles is deceased. The current permittee is the Estate of H.L. Charles, Robert Willing, Executor.

KZPE is part of the distress sale application filed with the FCC on 2-17-04. The history of KZPE's involvement in this distress sale application, the Petitions for Reconsideration which followed, and the Application for Review filed on 11-5-10 is the same as KZPO over the past almost 11 years.

KZPE is also currently part of the distress sale transaction set forth in the Letter of Intent and Addendum to Letter of Intent with Big Radio Pro, Inc. headed by Jesse Portillo as mentioned above with respect to KZPO.

### KNGS, Coalinga, CA -

The current permittee is William Zawila.

KNGS is part of the distress sale application filed with the FCC on 2-17-04. The history of KNGS's involvement



in this distress sale application, the Petitions for Reconsideration which followed, and the Application for Review filed on 11-5-10 is the same as KZPO and KZPE over the past almost 11 years.

KNGS is also currently part of the distress sale transaction set forth in the Letter of Intent and Addendum to Letter of Intent with Big Radio Pro, Inc. headed by Jesse Portillo as mentioned above with respect to KZPO and KZPE.

KAAX, Avenal, CA -

The current permittee is Avenal Educational Services, Inc.

KAAX is part of the distress sale application filed with the FCC on 2-17-04. Unlike KZPO, KZPE, and KNGS discussed above, the unopposed distress sale application as to KAAX was not dismissed in early 2005 but remained pending without FCC action for a number of years thereafter. Sellers have believed that this distress sale application for KAAX has remained pending without FCC action until this time. However, Sellers have found through their preparation for this Status Report that the distress sale application for KAAX was dismissed on 11-5-10 for reasons which remain unclear to the Sellers as they never received any communication or notice from the FCC regarding this dismissal. Thus it appears that the distress sale application for KAAX remained pending without FCC action for almost 7 years despite the fact that it was unopposed.

KAAX has also been the target of identity theft perpetrated by Verne J. White of 637 W. Los Altos, Clovis, California 93612-0142 whereby he has filed fraudulent applications with the FCC regarding KAAX as well as a fraudulent change of address for KAAX with the FCC. One such application bears the application number of BMPED-20120427AAN.

KAAX is also currently part of the distress sale transaction set forth in the Letter of Intent and Addendum to Letter of Intent with Big Radio Pro, Inc. headed by Jesse Portillo as mentioned above with respect KZPO, KZPE, and KNGS.

KAJP, Firebaugh, CA -

The current permittee is Central Valley Educational Services, Inc.

KAJP is part of the distress sale application filed with the FCC on 2-17-04. As in the case of KAAX discussed

above, the history of KAJP's involvement in this distress sale application and the recent discovery of its dismissal on 11-5-10 as to KAJP after almost 7 years of unopposed pendency at the FCC is the same as the experience of KAAX.

KAJP has also been the target of identity theft perpetrated by Verne J. White of 637 W. Los Altos, Clovis, California 93612-0142 whereby he has filed a fraudulent change of address for KAJP with the FCC and he fraudulently changed the call sign for KAJP to "KYAF" with the FCC.

KAJP is also currently part of the distress sale transaction set forth in the Letter of Intent and Addendum to Letter of Intent with Big Radio Pro, Inc. headed by Jesse Portillo as mentioned above with respect to KZPO, KZPE, KNKS, and KAAX.

#### PENDING APPLICATIONS

Distress sale assignment applications for KZPO, KZPE, and KNKS are currently the subject of an Application for Review by the FCC filed on 11-5-10 which remains pending as far as the Sellers know. This Application for Review was discussed above in the Status of Licenses section of this Status Report.

The license renewal application for KZPO was filed on 8-2-05 and remains pending with the FCC.

#### PREPARATION FOR HEARING

There has been no preparation for hearing in the last year by the Sellers because the Sellers committed to sell the stations involved in this proceeding by distress sale almost 11 years ago. Sellers committed to sell the said stations by distress sale on 2-17-04 when a distress sale application was filed for all stations involved in this proceeding. The history of this distress sale application is discussed above in the Status of Licenses section of this Status Report.

Sellers remain committed to selling all stations involved in this proceeding by distress sale. In this regard, the Sellers have entered into a Letter of Intent and Addendum to Letter of Intent with Big Radio Pro, Inc. headed by Jesse Portillo to sell the said stations to Big Radio Pro, Inc. pursuant to the FCC's current distress sale policy.

Sellers have entered into the transaction with Big Radio Pro, Inc. to assure that the said stations will be



sold pursuant to the FCC's distress sale policy to a buyer who qualifies under the FCC's current distress sale policy.

Almost 11 years have passed since the distress sale application was filed in this matter on 2-17-04 and it is unknown whether the buyer in that sale qualifies under the current distress sale policy or whether that buyer remains interested in a purchase of the said stations at this time.

It is also unknown whether the FCC will reinstate the distress sale applications which are the subject of the Application for Review filed by the Sellers on 11-5-10 as mentioned above in the Status of Licenses section of this Status Report. This Application for Review has not been ruled upon by the FCC and remains pending as far as the Sellers know.

Any hearing would be highly prejudicial to Sellers as it has been over 11 years since this proceeding commenced involving allegations regarding matters more than 15 years ago.

Numerous key witnesses are no longer available. Two licensees involved in this proceeding are deceased as are a number of significant witnesses. The whereabouts of other important witnesses are unknown due to the lengthy pendency of this matter.

Additionally, important relevant documentary evidence from such unavailable witnesses is also no longer available.

#### DISCOVERY PRIOR TO A HEARING

Prior counsel represented the Sellers for almost 5 years until 1-16-08 when attorney Howard Braun of the Katten Muchin Rosenman LLP law firm in Washington D.C. withdrew from this matter.

It is unknown whether any discovery at all has ever been done on behalf of the Sellers as there has never been any intention by the Sellers to take this matter to a hearing.

All efforts have always been directed by the Sellers and their prior counsel toward resolving this matter by means of a distress sale and Sellers remain committed to this course of action.

Allegations in this proceeding are broad and are based largely on hearsay from some named and some unnamed informants. Numerous FCC personnel appear to be involved in this matter in one way or another as well as numerous private sector individuals.

If discovery were to be attempted it would necessarily involve knowing who remains available with current personal knowledge of matters that occurred more than 15 years ago.

Sellers have had no contact from the FCC's enforcement bureau since the withdrawal of their prior counsel almost 7 years ago on 1-16-08. However, it should be noted that Sellers' counsel has received a telephone message from Judy Lancaster of the enforcement bureau on November 4, 2014, but Sellers' counsel has not spoken to Ms. Lancaster as of the completion of this Status Report.

Sellers request that discovery and any matters relating to scheduling a hearing in this matter be deferred. Sellers are committed to selling the said radio stations to Big Radio Pro, Inc. as discussed above.

#### DISCOVERY SCHEDULE AND HEARING

As noted above, Sellers request that discovery and matters relating to a hearing be deferred as Sellers are proceeding toward selling the said radio stations to Big Radio Pro, Inc. as discussed above.

Since the attached Letter of Intent and Addendum to Letter of Intent were entered into, the parties have reached agreement on the terms and conditions of a full-draft buy-sell agreement and are in the process of formally preparing this

document.

Regulatory fees must be paid before filing the required assignment applications (Form 314). In this regard, Sellers are working with the FCC's revenue and receivables operations group to determine the amounts to be paid. Roland Helvajian of the revenue and receivables office has provided figures in this matter and Sellers are in the process of making arrangements to make the required payments. Some payments go to the FCC and some go to Treasury. As indicated in the attached Addendum to Letter of Intent, arrangements have been reached with Big Radio Pro, Inc. to pay the required fees.

Sellers are working diligently to sell the said radio stations to Big Radio Pro, Inc. as discussed. It is respectfully requested that discovery and hearing arrangements be deferred to allow this sale process to move forward and reach completion.

Respectfully submitted,



WILLIAM L. ZAWILA  
Attorney For KZPO, KZPE, KNKS,  
KAAX, and KZJP

Contact Information:

12600 Brookhurst St. - #105  
Garden Grove, CA 92840  
(714) 636-5040-Telephone  
(714) 636-5042-FAX  
No e-mail



## LETTER OF INTENT

This Letter of Intent is entered into this 1st day of November, 2014, by and between Big Radio Pro, Inc., a California corporation (hereinafter "Buyer") and the Estate of Linda Ware, Cynthia Ramage, Executor, the Estate of H.L. Charles, Robert Willing, Executor, William Zawila, Avenal Educational Services, Inc., and Central Valley Educational Services, Inc. (hereinafter "Sellers") to express their intent to enter into a transaction whereby Buyer will buy from Sellers and Sellers will sell to Buyer certain radio stations identified hereinbelow pursuant to the current distress sale policy of the Federal Communications Commission (hereinafter "FCC").

### RECITALS

Whereby, Sellers are licensees and permittees of the FCC of certain radio stations specified hereinbelow, and

Whereby, the Sellers intend to sell said radio stations to Buyer pursuant to the current distress sale policy of the FCC, and

Whereby, Buyer intends to buy the said radio stations from Sellers pursuant to the current distress sale policy of the FCC, and

Whereby, Buyer is qualified to buy the said radio stations pursuant to the current distress sale policy of the FCC, now

Therefore, the parties have agreed as follows:

1) The parties have reached an agreement in principal whereby the following radio stations will be sold to the Buyer pursuant to the current distress sale policy of the FCC:

KZPO, Lindsay, CA owned by the Estate of Linda Ware,  
Cynthia Ramage, Executor  
KZPE, Ford City, CA owned by the Estate of H.L. Charles,  
Robert Willing, Executor  
KNGS, Coalinga, CA owned by William Zawila  
KAAX, Avenal, CA owned by Avenal Educational Services,  
Inc.  
KAJP, Firebaugh, CA owned by Central Valley Educational  
Services, Inc.

2) The parties will enter into a full-draft agreement setting forth all of the terms and conditions of the purchase by the Buyer and the sale by the Sellers of the said radio stations pursuant to the current distress sale policy of the FCC.

3) The parties will cooperate and work together in good faith to enter into the said full-draft agreement specified above in paragraph 2 as soon as possible.

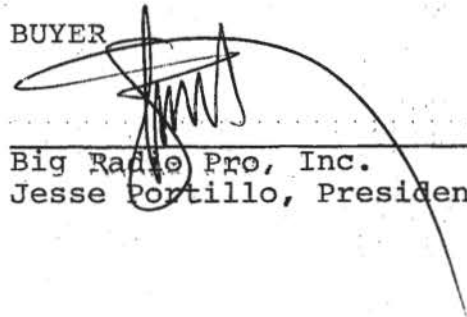
4) The parties will cooperate and work together in good faith to prepare and file with the FCC the necessary assignment applications (Form 314) to effectuate the buy-sell transaction for the said radio stations as soon as possible.

5) The parties have had extensive discussions and negotiations concerning the terms and conditions to be embodied in the said full-draft agreement and have already reached the basic understandings necessary to lead to entry into the said full-draft agreement.


6) The parties will cooperate and work together in good faith to achieve the objectives of this Letter of Intent as set forth hereinabove.

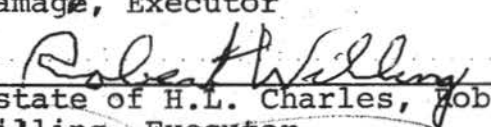
Wherefore, the parties have hereunto set their hands as of the day and year first above written.

BUYER

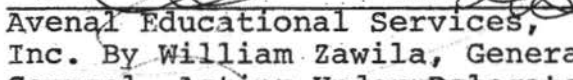
  
Big Radio Pro, Inc.  
Jesse Portillo, President

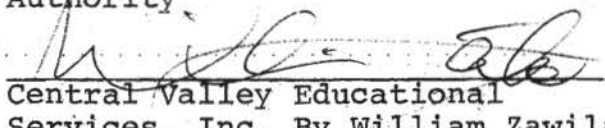
SELLERS

  
Estate of Linda Ware, Cynthia  
Ramage, Executor

  
Estate of H.L. Charles, Robert  
Willing, Executor

  
William Zawila

  
Avenal Educational Services,  
Inc. By William Zawila, General  
Counsel, Acting Under Delegated  
Authority

  
Central Valley Educational  
Services, Inc. By William Zawila,  
General Counsel, Acting Under  
Delegated Authority



## ADDENDUM TO LETTER OF INTENT

This Addendum to Letter of Intent is entered into this 5th day of November, 2014, and relates to the Letter of Intent entered into by and between Big Radio Pro, Inc., a California corporation (hereinafter "Buyer") and the Estate of Linda Ware, Cynthia Ramage, Executor, the Estate of H.L. Charles, Robert Willing, Executor, William Zawila, Avenal Educational Services, Inc., and Central Valley Educational Services, Inc. (hereinafter "Seller") on November 1, 2014.

### RECITALS

Whereby, Sellers are the licensees and permittees of the FCC of certain radio stations specified in the said Letter of Intent, and

Whereby, Sellers intend to sell said radio stations to Buyer pursuant to the current distress sale policy of the FCC, and

Whereby, Buyer intends to buy the said radio stations from Sellers pursuant to the current distress sale policy of the FCC, and

Whereby, Buyer is qualified to buy the said radio stations pursuant to the current distress sale policy of the FCC, and

Whereby, there are certain regulatory fees due and payable to the FCC for said radio stations, now

Therefore, the parties have agreed as follows:

1) In furtherance of the contemplated said buy-sell transaction for the said radio stations, the Buyer and Sellers have agreed to work cooperatively and in good faith to resolve the matter of the unpaid regulatory fees for said radio stations.

2) The resolution of the regulatory fee matter is necessary to allow the filing of the contemplated assignment applications (Form 314) for the said radio stations.

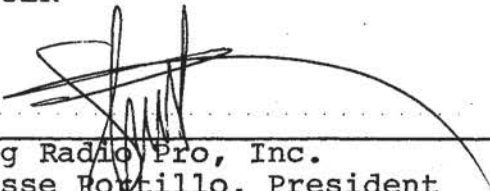
3) The Sellers have been in contact with the FCC Revenue and Receivables Operations Group contact Stephen French and have obtained regulatory fee bills for the said radio stations showing amounts due for 2014. Amounts due for prior regulatory fees are currently being reviewed by the FCC Revenue and Receivables Operations Group and it is anticipated that these amounts will be made known to the Sellers in the near future.




4) Buyer has agreed to advance funds in the form of a deposit toward the contemplated buy-sell transaction sufficient to pay the regulatory fees required in this matter so that the contemplated assignment applications (Form 314) may be filed. Said regulatory fees will be paid as soon as possible.

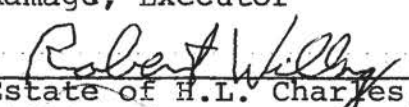
Wherefore, the parties have hereunto set their hands as of the day and year first above written.

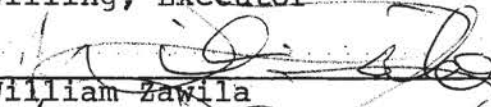
BUYER

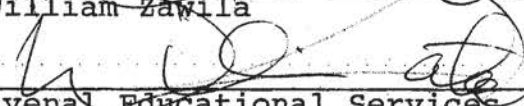
  
Big Radio Pro, Inc.  
Jesse Portillo, President


SELLERS

  
Estate of Linda Ware, Cynthia  
Ramage, Executor

  
Estate of H.L. Charles, Robert  
Willing, Executor

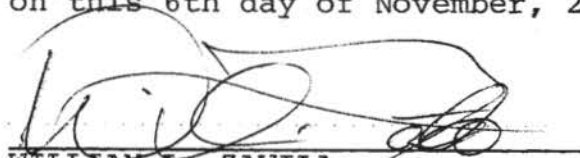
  
William Zawila

  
Avenal Educational Services,  
Inc. By William Zawila, General  
Counsel, Acting Under Delegated  
Authority

  
Central Valley Educational  
Services, Inc. By William  
Zawila, General Counsel, Acting  
Under Delegated Authority

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Status Report in EB Docket #03-152 was served on Judy Lancaster, Esquire, of the FCC Enforcement Bureau by FAX to (202)418-2080 on this 6th day of November, 2014.

A handwritten signature in black ink, appearing to read 'W. L. Zawila', is written over a horizontal line.

WILLIAM L. ZAWILA  
Attorney at Law  
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(714)636-5040